

**COMMITTEE SUBSTITUTE
SENATE BILL 11 ON THIRD READING**

Senator Brown moved that the Constitutional Rule and Senate Rule 7.20 requiring bills to be read on three several days be suspended and that C.S.B. 11 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 0.

Absent-excused: Harris of Tarrant, Parker.

The bill was read third time and was passed by a viva voce vote.

CAPITOL PHYSICIAN

Senator Montford was recognized and presented Dr. Morris Knox of Brownfield as the "Doctor for the Day."

The Senate welcomed Dr. Knox and thanked him for his participation in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians.

ESCORT COMMITTEE APPOINTED

In accordance with the provisions of S.C.R. 13, the Presiding Officer announced the appointment of the following as a Committee to Escort The Honorable Tom Phillips, Chief Justice of the Supreme Court of the State of Texas, to the Joint Session: Senators Green, Glasgow, Dickson, Harris of Dallas, Henderson, Krier and Montford.

MEMORIAL RESOLUTIONS

S.C.R. 32 - By Brooks, Whitmire: In memory of United States District Judge Woodrow Seals.

S.R. 152 - By Haley: In memory of Darrell Edward Lunsford, Sr., Constable of Precinct 3 of Nacogdoches County.

CONGRATULATORY RESOLUTIONS

S.C.R. 33 - By Brooks: Commending Mrs. Bea Ramirez Svambara and students of La Porte Junior High School.

S.R. 158 - By Green: Commending the citizens of Baytown for their "Project Desert Support" and joining with them in their expression of sincere fealty for our troops across the seas.

RECESS

On motion of Senator Dickson and by unanimous consent, the Senate at 3:11 p.m. recessed until 11:15 a.m. tomorrow.

**THIRTEENTH DAY
(Continued)
(Tuesday, February 12, 1991)**

AFTER RECESS

The Senate met at 11:15 a.m. and was called to order by the President.

The Reverend Jay McCollum, Providence Baptist Church, Paris, offered the invocation as follows:

May we all join our hearts in prayer this day.

My Lord, we bow today before You, who is before all things. I ask that You bless my Senator and all those who are assembled in this room. I ask that You protect their families from the forces of evil. And during these trying days, may we be challenged in Texas to meet the needs of all of her people. I ask that You bless our government's interest and our government's people in the Middle East. And I want to thank You for making me a Texan, and all these here; may we cherish that today, as well as always. I ask this in the name to whom all shall bow and call Lord. Amen.

REPORT OF STANDING COMMITTEE

Senator Green submitted the following report for the Committee on Jurisprudence:

S.B. 32

S.B. 61

MESSAGE FROM THE HOUSE

House Chamber
February 12, 1991

HONORABLE BOB BULLOCK
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

H.C.R. 64, In honor of Joe Pevehouse.

Respectfully submitted,
BETTY MURRAY, Chief Clerk
House of Representatives

SENATE RESOLUTION 163

Senator Bivins offered the following resolution:

S.R. 163, Recognizing February 12, 1991, as "Amarillo Day" at the State Capitol.

The resolution was read and was adopted by a viva voce vote.

GUESTS PRESENTED

Upon recognition, Senator Bivins introduced the large delegation from Potter County seated in the gallery.

The Senate extended a very warm welcome to these guests.

CAPITOL PHYSICIAN

The "Doctor for the Day," Dr. David Sprouse of Kerrville, was introduced to the Senate by Senator Sims.

The Senate expressed appreciation and gratitude to Dr. Sprouse for participating in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians.

(Senator Brooks in Chair)

MOTION TO ADJOURN

On motion of Senator Truan and by unanimous consent, the Senate agreed that upon conclusion of the Joint Session today, it would stand adjourned until 2:00 p.m. tomorrow.

JOINT SESSION

(To hear "State of the Judiciary" address by The Honorable Tom Phillips, Chief Justice of the Supreme Court of Texas)

The President announced the time had arrived for the Joint Session as provided for by S.C.R. 13.

The President of the Senate and the Senators present, escorted by the Secretary of the Senate and the Sergeant-at-Arms, proceeded to the Hall of the House of Representatives at 11:30 a.m. to hear the address of Chief Justice of the Supreme Court, Tom Phillips.

The President was announced, and on invitation of the Speaker, occupied a seat on the Speaker's Rostrum.

The Senators were announced and were admitted and escorted to seats prepared for them along the aisle.

The Honorable Tom Phillips, Chief Justice of the Supreme Court of Texas, accompanied by his party, was announced by the Doorkeeper of the House.

Chief Justice Phillips' party was escorted to the Speaker's Rostrum by Senators Green, Glasgow, Dickson, Harris of Dallas, Henderson, Krier and Montford on the part of the Senate and Representatives Thompson of Harris, Culberson, Evans, Goodman, Luna, McCollough, Perez, Rangel and Wentworth on the part of the House.

The President called the Senate to order and announced a quorum of the Senate present.

The Honorable Gib Lewis, Speaker of the House of Representatives, called the House to order, announced a quorum of the House present and stated the purpose of the Joint Session.

Speaker Lewis then introduced platform guests: The Honorable Ann W. Richards, Governor of the State of Texas; The Honorable Michael J. McCormick, Presiding Judge, Court of Criminal Appeals; The Honorable Joe Spurlock, President, Texas Judicial Council and Justice of the 2nd District Court of Appeals; Mr. Jim Parsons, President, State Bar of Texas; The Honorable Joe Evins, Chairman, Judicial Section of the State Bar and Judge of the 206th District Court; The Honorable Ray Anderson, Chairman, Council of Presiding Judges of the Administrative Judicial Regions, and The Honorable Austin McCloud, Chief Justice of the 11th District Court of Appeals.

Upon introduction by Speaker Lewis, Chief Justice Phillips addressed the Joint Session. (Text of Chief Justice Phillips' address printed in the House Journal of February 12, 1991)

At the conclusion of Chief Justice Phillips' address, Speaker Lewis acknowledged the presence of other justices of the Supreme Court.

CONGRATULATORY RESOLUTIONS

H.C.R. 64 - (Sims): Honoring Joe Pevehouse for his many outstanding contributions as a businessman and civic leader.

S.R. 159 - By Barrientos: Honoring Bill Anderson as a pioneer in the field of juvenile justice and commemorating the dedication of the Fourth Annual Contemporary Youth Issues Conference in his honor.

S.R. 160 - By Brown: Expressing genuine pride in and great admiration for Frank Ratka of Houston whose extraordinary act of courage saved the lives of two men.

S.R. 161 - By Brown: Extending congratulations to Mr. and Mrs. Harold Bell Wood of Devine on their 60th wedding anniversary.

S.R. 162 - By Brown, Armbrister: Recognizing Buster's Club, a longtime institution of Brazoria.

ADJOURNMENT

The President announced the purpose of the Joint Session had been accomplished and declared the Senate at 11:55 a.m. would stand adjourned until 2:00 p.m. tomorrow in accordance with a motion previously adopted by the Senate.

APPENDIX

Sent to Governor
(February 11, 1991)

S.C.R. 10

S.C.R. 15

S.C.R. 17

S.C.R. 22

FOURTEENTH DAY

(Wednesday, February 13, 1991)

The Senate met at 2:00 p.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brooks, Brown, Carriker, Dickson, Ellis, Glasgow, Green, Haley, Harris of Tarrant, Harris of Dallas, Henderson, Johnson, Krier, Leedom, Lucio, Lyon, Moncrief, Montford, Parker, Ratliff, Sims, Tejeda, Truan, Turner, Whitmire, Zaffirini.

Absent-excused: Rosson.

A quorum was announced present.

The Reverend Jimmy Hunter, Mt. Zion Baptist Church, Austin, offered the invocation as follows:

O God, our help in ages past, our hope in years to be, look down upon these elected officials as they continue the work of the Senate. We pray that Your Divine guidance in the proceedings of this day might be for the betterment of all persons throughout this great State of Texas. You have revealed in Your Word that rule and authority in government are in keeping with Your Divine order. Keep those in this body mindful, I pray You, of the sacred trust which You have committed to their care by using them as officials of the Senate to carry out this challenge. Give wisdom and understanding that all may effectively perform their duties at hand. Hear this